



Patent
260/061

AF
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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Edgar A. MENDOZA, et al.

Serial No.: 09/574,840

Filed: May 19, 2000

For: THERMALLY-ASSISTED PHOTO-
LITHOGRAPHIC PROCESS USING
SOL-GEL DERIVED GLASS AND
PRODUCTS MADE THEREBY

)
) **Confirmation No.:** 1340

)
) **Group Art Unit:** 2883

)
) **Examiner:** Kalivoda, Christopher M.

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES AND TRANSMITTAL FOR AMENDMENT
AND RESPONSE AFTER FINAL REJECTION**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed March 3, 2005, finally rejecting claim 33 and objecting to claim 27. Furthermore, transmitted herewith is an Amendment and Response after Final Rejection (37 C.F.R. 1.116) for this application.

The items checked below are appropriate:

- ☒ **"Small Entity Status"** of this application under 37 CFR 1.27 has been established.
- ☐ A Verified Statement to establish **"Small Entity Status"** under 37 CFR 1.9 and 1.27 is enclosed.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

September 6, 2005
Date of Deposit

Carolyn L. Evans
Carolyn L. Evans

LAI-2204522v1

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09/09/2005 WABDELRL 00000083

250.00 DA
510.00 DA

01 FC:2401
02 FC:2253

FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is:

- ☐ other than a small entity \$500.00
- ☒ small entity \$250.00

Notice of Appeal Fee Due: \$250.00

EXTENSION OF TIME

- ☒ Applicant(s) petitions for an extension of time under 37 CFR 1.136 [fees: 37 CFR 1.17(a)-(d)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/>	one month	\$60.00	\$120.00
<input type="checkbox"/>	two months	\$225.00	\$450.00
<input checked="" type="checkbox"/>	three months	\$510.00	\$1,020.00
<input type="checkbox"/>	four months	\$795.00	\$1,590.00
		Fee	\$510.00

If an additional extension of time is required, please consider this a petition therefor.

FEEES FOR CLAIMS:

The fees for claims (37 CFR 1.16(b)-(d)) have been calculated as shown below:


Total Claims	- 45	= 0 x \$50	\$0.00
Independent Claims	- 10	= 0 x \$200	\$0.00
Multiple Dependent Claims	\$360 (if applicable)		\$0.00
TOTAL OF ABOVE CALCULATIONS			\$ 0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.			
TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH			\$0.00

- ☐ A check in the amount of _____ is enclosed to cover the above fee(s).
- ☒ Charge Jones Day's Deposit Account No. **50-2468** in the amount of **\$760.00**.

☒ The Commissioner is authorized to charge Jones Day's Deposit Account No. **50-2468** for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **50-2468**.

Respectfully submitted,

Dated: September 6, 2005

By: 
David A. Randall
Reg. No. 37,217

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